

06-181

CGB-0711

PICK & BOYDSTON, LLP

A PARTNERSHIP INCLUDING A PROFESSIONAL CORPORATION

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July 19, 2007

RECEIVED & INSPECTED

JUL 25 2007

FCC - MAILROOM

Via ~~mail~~ *U.S. Mail*

Marlene H. Dortch, Secretary  
Federal Communications Commission  
Office of the Secretary  
445 12<sup>th</sup> Street, SW  
Washington, DC 20554

Re: CGB-CC-0711 - Reply to Opposition to the Petition for Exemption from Closed Captioning Requirements Filed by Trenton Partners, Inc.

Dear Ms. Dortch:

This is in response to the opposition filed on July 3, 2007 by a group of entities collectively referred to as ("Commenters").

The Commenters do not oppose an exemption for Trenton Partners, Inc. ("Trenton Partners") and its program "Poorman's Bikini Beach". In fact, Commenters endorse an exemption for Trenton Partners stating that Trenton Partners has provided evidence supporting a finding of undue burden under the Commission's existing waiver standards.

The only opposition Commenters mount is to request that Trenton Partners be given only a temporary two year exemption. Commenters request to limit Trenton Partners to a temporary two year exemption must be denied because Commenters provide no basis in law or fact for such a temporary issuance. Commenters failed to cite any factually similar situations to Trenton Partners' application which resulted in a temporary two year issuance. Therefore, Trenton Partners must be issued an exemption not limited to temporary status.

Yours very truly,

PICK & BOYDSTON, LLP

/s/

Erik Syverson

Attorneys for Trenton Partners, Inc.

cc: client

Letter3.7-19-07

1  
2 **PROOF OF SERVICE**

3 **STATE OF CALIFORNIA, COUNTY OF LOS ANGELES**

4 I am employed in the County of Los Angeles, State of California, I am over the age of 18  
5 years and not a party to the within entitled action; my business address is 1000 Wilshire Boulevard,  
6 Suite 600, Los Angeles, CA 90017

7 On July 20, 2007, I served the foregoing document(s) described as: **REPLY TO**  
8 **OPPOSITION TO THE PETITION FOR EXEMPTION FROM CLOSED CAPTIONING**  
9 **REQUIREMENTS FILED BY TRENTON PARTNERS, INC.**

10 **[X] By placing [ ] the original [ X] a true copy thereof enclosed in a sealed envelope**  
11 **addressed as follows:**

12 **Paul O. Gagnier**  
13 **Troy f. Tanner**  
14 **Danielle C. Burt**  
15 **Bingham McCutchen, LLP**  
16 **2020 K Street, N.W.**  
17 **Washington, D.C. 20007**

18 **[X] (BY MAIL)** I deposited such envelope in the mail at Los Angeles, California. The  
19 envelope was mailed with postage thereon fully prepaid. I am readily familiar with  
20 the firm's practice of collection and processing correspondence for mailing. It is  
21 deposited with the U.S. Postal Service on that same day in the ordinary course of  
22 business. I am aware that on motion of party served, service is presumed invalid if  
23 postal cancellation date or postage meter date is more than one day after date of  
24 deposit for mailing affidavit.

25 **[ ] (BY FEDERAL EXPRESS)** I delivered to an authorized driver by Federal Express  
26 to receive documents, in an envelope or package designated by Federal Express with  
27 delivery fees paid or provided for, addressed to the person on who it is served, at the  
28 office address as last given by that person on any document filed in the cause and  
served on that party making service; or at that party's place of residence.

**[ ] (BY PERSONAL SERVICE)**  
I delivered such envelope(s) by hand to the office(s) of the addressee(s).

**[ ] (BY FACSIMILE)** I faxed such document from Los Angeles, California to the  
facsimile number(s) shown on the attached service list. The sending facsimile  
machine number is (213) 624-9073. The transmission was reported as complete and  
without error and the transmission report was properly issued by the transmitting  
facsimile machine.

**[X] (STATE)** I declare under penalty of perjury under the laws of the State of  
California, that the foregoing is true and correct.

**[ ] (FEDERAL)** I declare that I am employed in the office of a member of the bar of  
this court at whose direction the service was made.

Executed on July 20, 2007, at Los Angeles, California.

  
Venus Zometa